



**OFFICE OF THE ATTORNEY GENERAL OF TEXAS  
AUSTIN**

**GERALD C. MANN  
ATTORNEY GENERAL**

**Texas State Board of Medical Examiners  
1114 Medical Arts Building  
San Antonio, Texas**

**Att'n: Dr. Phil R. Russell**

**Gentlemen:**

**Opinion No. 0-1297**

**Re: Which applicants for a license to practice medicine in Texas will be affected by the requirement set out in Art. 4501, as amended, as to the completion of 60 semester hours of non-medical college courses, and the exception set out therein, in the last sentence of the first paragraph of the said article?**

**Your request for our opinion on the question, as above stated, has been received by this department.**

**Article 4501, as amended by the Forty-sixth Legislature, reads, in part, as follows:**

**"All applicants for license to practice medicine in this State not otherwise licensed under the provisions of law must successfully pass an examination by the Board of Medical Examiners. The Board is authorized to adopt and enforce rules of procedure not inconsistent with the statutory requirements. Applicants to be eligible for examination must be citizens of the United States and must present satisfactory evidence to the Board that they are more than twenty-one (21) years of age, of good moral character, who have completed sixty (60) semester hours of college courses, other than in a medical school, which courses would be acceptable, at time of completing same, to the University of Texas for credit on a Bachelor of Arts**

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Degree or a Bachelor of Science Degree, and who are graduates of bona fide reputable medical schools; a reputable medical school shall maintain a course of instruction of not less than four (4) terms of eight (8) months each; shall give a course of instruction in the fundamental subjects named in Article 4503 of the Revised Civil Statutes of Texas of 1925, as amended by this Act; and shall have the necessary teaching force, and possess and utilize laboratories, equipment, and facilities for proper instruction in all of said subjects. Applications for examination must be made in writing, verified by affidavit, and filed with the Secretary of the Board, on forms prescribed by the Board, accompanied by a fee of Twenty-five Dollars (\$25.) All applicants shall be given due notice of the date and place of such examination. Provided further that all students regularly enrolled in medical schools whose graduates are now permitted to take the medical examination now prescribed by law in this State shall upon completion of their medical college courses be permitted to take the examination prescribed herein." \* \* \*

The portion of the above quoted statute, which reads that --

"\* \* \* Provided further that all students regularly enrolled in medical schools whose graduates are now permitted to take the medical examination now prescribed by law in this State shall upon completion of their medical college courses be permitted to take the examination prescribed herein,"

exempts all those students from the requirement of 60 semester hours of non-medical college courses who were enrolled in medical schools whose graduates were permitted to take the medical examination in this State prior to the effective date of Article 4501, as amended.

You are respectfully advised that it is the opinion of this department that all students who were

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enrolled in medical schools whose graduates were permitted to take the medical examination in this state prior to the effective date of Article 4501, as amended, are exempt from the requirement of sixty (60) semester hours of non-medical college courses and that such students may take the medical examination upon the completion of their medical college courses.

Trusting that the foregoing fully answers your inquiry, we remain

Yours very truly

ATTORNEY GENERAL OF TEXAS

By

Ardell Williams  
Assistant

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APPROVED SEP 26, 1939

GERALD C. MANN  
ATTORNEY GENERAL OF TEXAS

APPROVED  
OPINION  
COMMITTEE  
BY B. F. B.  
Chairman

WJY